

Resolution Number 22-04

**A RESOLUTION TO THE CITY OF SOMERSET, KENTUCKY, REGARDING TERESA AVENUE; RECITATION OF THE HISTORY OF TERESA AVENUE IN THE CITY OF SOMERSET, THE INTENT OF THE CITY FOR CONTINUED INCLUSION OF TERESA AVENUE IN THE CITY OF SOMERSET, DEMAND FOR STATE AND LOCAL OFFICIALS TO RECOGNIZE THE SAME, EMPOWERMENT OF THE MAYOR & CITY ATTORNEY TO FILE AN ACTION IF NEEDED.**

**Whereas** the residential street Teresa Avenue is in the former “Haney Farm” real property boundaries which is described in Dead Book 558 and Page 414 (Haney to Thacker, 11-29-1994) in the Pulaski Count Court Clerk’s Office (Said deed attached as Exhibit A hereto), and,

**Whereas** the Haney Farm was annexed by the City of Somerset by Ordinance 494 in May of 1973 and said annexation ordinance references the Haney Farm in the metes and bounds description of the annexed real property by using calls from the Haney Farm boundaries found in the governing deed at the time (Said Ordinance is attached hereto as Exhibit B), and,

**Whereas** Teresa Avenue was developed in the early 2000s by the Thacker and Acey families and included application to and supervision of City of Somerset code department. Further, the Teresa Avenue has been dedicated a city street in a Somerset City Council meeting held on July 14, 2003 (see Exhibit C) and the street had been maintained by the City of Somerset since the 2003, and,

**Whereas** the residents of Teresa Avenue have dutifully paid taxes to the City of Somerset and paid “in city” rates for City of Somerset utility services since the residential development of the street. Further the residents of Teresa Avenue have voted in City of Somerset elections since the residential street was developed, and,

**Whereas** a 2008 survey of the complete boundary of City of Ferguson by real property surveyor Tim Woodcock correctly shows Teresa Avenue and the remainder of the Haney Farm outside the City of Ferguson (that survey in relevant part is attached hereto as Exhibit D), and,

**Whereas** the City of Ferguson makes no official claim to the Haney Farm area or the Teresa Avenue area and has indicated it will pass a counterpart to this Resolution releasing any claim to

Teresa Avenue to end any issues regarding which City the residential street belongs, beginning with a special called meeting on March 21, 2022, of the Ferguson City Council,

**Now Therefore, be it RESOLVED by the Common Council of the City of Somerset hereby states and demands:**

That Teresa Avenue shall be rightly recognized, based on the evidence above, to be in the City of Somerset,

That the Kentucky Secretary of States Office, specifically the Land and Mapping Office, modify their maps and other records to show Teresa Avenue and the Haney Farm area solely in the City of Somerset,

The Pulaski PVA Office modify its maps and other records to show Teresa Avenue and the Haney Farm area solely in the City of Somerset,

That the Pulaski County Clerk's Office keep its maps and other records as showing Teresa Avenue and the Haney Farm area solely in the City of Somerset and do so before the May 2022 primary,

That the Mayor and City Attorney be empowered by this Council to file a Declaratory, Equitable and/or Legal action in Pulaski Circuit Court on behalf of the City of Somerset, if need be, to assure the Teresa Avenue and its residents are solely in the City of Somerset to protect the resident's rights and duties as voters, taxpayers, utility users, and other civic privileges.

Read voted this 14<sup>th</sup> Day of March: 2022

Approved:

  
Alan L. Keck, Mayor

Attested:

  
Nick Bradley, City Clerk

# Exhibit A

BOOK 0558 PAGE 414

## DEED OF CONVEYANCE

051362

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THIS DEED OF CONVEYANCE made and entered into this 19<sup>th</sup> day of November, 1994, by and between Robert J. Haney and Jean Haney, his wife, of 402 College Street, Somerset, Kentucky, 42501; Ruth Haney Kerns and Harry D. Kerns, her husband, of 4939 Calle De Sol, Orlando, Florida, 32819, acting by and through their duly authorized Attorney in Fact, Donald C. Haney; Marsha Haney Epperson and Oscar Epperson, her husband, of 421 Monticello Street, Somerset, Kentucky, 42501; Charles N. Haney and Norma Jo Haney, his wife, of 2704 Highland Drive, Cleveland, Tennessee, 37311, acting by and through their duly authorized Attorney in Fact, Donald C. Haney; Howard E. Haney and Deborah Haney, his wife, of Route #2, Box 247, Arlton, Alabama, 36311, acting by and through their duly authorized Attorney in Fact, Donald C. Haney; and Donald C. Haney, individually, and Shirley Haney, his wife, of 185 Adams Lane, Richmond, Kentucky, 40475, **PARTIES OF THE FIRST PART**, and Joseph Thacker and Eileen Thacker, husband and wife, jointly, for and during their natural lives with the remainder to the survivor of them in fee simple, **PARTIES OF THE SECOND PART**, of 1104 Gover Lane, Ferguson, Kentucky, 42533,

**WITNESSETH:** That the said parties of the first part, for and in consideration of the sum of **FOUR HUNDRED THIRTY THOUSAND (\$430,000.00) DOLLARS**, cash in hand paid, the receipt of which consideration is hereby acknowledged, do hereby bargain, sell and convey unto the parties of the second part, jointly, for and during their natural lives with the remainder to the survivor of them in fee simple, his or her heirs and assigns, the following described real property, to-wit:

A certain tract or parcel of land located, lying and being in Pulaski County, Kentucky, and more particularly described by new survey as follows:

**BEGINNING** at a set iron pin which said iron pin being located on the south side of Govers Lane and said iron pin being a corner to George Ford (N.O.R.); thence with said road right of way as follows: N 62 deg. 10' 44" E 569.34 feet to a set iron pin; N 71 deg. 25' 27" E 90.95 feet; N 80 deg. 52' 32" E 1,718.53 feet to a set iron

pin, corner to Joe and David Thacker (405/178); thence leaving said road right of way and running with the line of Thacker, David Thacker (484/56), James Pence (405/516), and Alex Foster Meece (331/115) and old line fence, S 06 deg. 25' 46" E 768.35 feet to a steel post, corner to Meece; thence still with the line of Meece and old line fence S 69 deg. 38' 15" E 415.07 feet to a set iron pin; thence with the line of South KY Mack and old line fence, S 02 deg. 27' 29" E 215.72 feet; thence with the line of South KY Mack (418/149) and old line fence, S 03 deg. 56' 13" E 842.70 feet to a set iron pin, corner to South KY Mack; thence still with the line of South KY Mack and old line fence S 63 deg. 21' 50" E 581.50 feet to a set iron pin, corner to South KY Mack; thence still with the line of South KY Mack and old line fence S 79 deg. 29' 31" W 753.61 feet to a set iron pin, corner to South KY Mack and said iron pin being located in the line of Kotter Smith, Inc. (532/424); thence leaving the line of South KY Mack and running with the line of Kotter Smith, Inc., David Thacker (475/520) and Carson Acy (494/577) and old line fence N 10 deg. 52' 43" W 1,183.31 feet to a set iron pin, corner to Acy; thence still with the line of Acy S 79 deg. 47' 02" W 127.18 feet to a set iron pin, corner to Vivian Chaney (322/191); thence leaving the line of Acy and running with the line of Chaney N 13 deg. 56' 41" W 642.80 feet to a set iron pin; thence still with the line of Chaney N 36 deg. 40' 07" W 96.94 feet to a found 1" pipe, corner to Chaney and George Ford; thence leaving the line of Chaney and running with the line of Ford N 14 deg. 04' 12" W 328.91 feet to the point of beginning, containing 130.1697 acres, more or less.

**BEING A PART OF THE SAME** property conveyed unto Robert J. Haney, Howard E. Haney, Charles N. Haney, Donald C. Haney, Ruth Kerns and Marsha Epperson, Grantors herein, by Deed of Conveyance from Elfreda Haney, a widow, dated July 24, 1980, of record in Deed Book 403, Page 259; **ALSO, BEING A PART OF THE SAME** property conveyed unto V. A. Haney on December 6, 1926, by Deed of Conveyance from John E. Meece and wife, of record in Deed Book 98, Page 22; **ALSO, BEING A PART OF THE SAME** property conveyed unto V. A. Haney by Deed of Conveyance dated the 6th day of March, 1941, from M. L. Gover and wife, of record in Deed Book 286, Page 9; **ALSO, BEING A PART OF THE SAME** property conveyed unto V. A. Haney by Deed dated November 15, 1940, of record in Commissioners Deed Book 7, Page 182; **ALSO BEING A PART** of the same property conveyed unto V. A. Haney on June 15, 1927, by Deed from Sarah Bell and James Bell, her husband, of record in Deed Book 98, Page 542, all references being to the Pulaski County Court Clerk's Office, Kentucky. V. A. Haney departed this life testate on June 13, 1950, and pursuant to Item II of his Last Will and Testament, he directed that his wife, Elfreda Haney, shall "have full and complete control of all my personal property and real estate owned by me at the time of my death". See Last Will and Testament of V. A. Haney, also known as Vernando Achilles Haney, of record in Will Book 10, Page 96, Pulaski County Court Clerk's Office, Kentucky. Elfreda Haney departed this life on April 15, 1994, as evidenced by her Last Will and Testament of record in Will Book 32, Page 167, Pulaski County Court Clerk's Office, Kentucky. At the death of Elfreda Haney, fee simple title to the V. A. Haney property vested in his six children, Grantors herein. Also, see Affidavit of record in Deed Book 558, Page 413, Clerk's Office aforesaid.

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For authority of Donald C. Haney to execute this Deed of Conveyance on behalf of Ruth Haney Kerns and Harry D. Kerns, her husband; ~~Charles N. Haney and Norma Jo Haney~~, his wife, and Howard E. Haney and Deborah Haney, his wife, see Powers of Attorney of record in Power of Attorney Book 48, Page 380; Power of Attorney Book 48, Page 381, and Power of Attorney Book 48, Page 381, Pulaski County Court Clerk's Office, Kentucky.

Grantees shall receive possession of the above described real property on January 1, 1995.

The taxes assessed against the above described property during the calendar year 1994 shall be paid by the parties of the first part.

TO HAVE AND TO HOLD the same, together with all the appurtenances thereunto belonging unto the parties of the second part, jointly, for and during their natural lives with the remainder to the survivor of them in fee simple, his or her heirs and assigns, forever, with covenant of **GENERAL WARRANTY**.

IN TESTIMONY WHEREOF, witness the signatures of the parties hereto, this the day and year first above written.

CONSIDERATION CERTIFICATE

The parties hereto hereby swear and affirm, under penalty of perjury, that the consideration recited in this Deed of Conveyance is the full actual consideration for the property transferred hereby. This certificate is made pursuant to the applicable laws under KRS Chapter 382.

**GRANTORS:**

Robert J. Haney  
ROBERT J. HANEY

Jean Haney  
JEAN HANEY

Ruth Haney Kerns  
RUTH HANEY KERNS

BY: Donald C. Haney  
DONALD C. HANEY  
ATTORNEY IN FACT

Howard E. Haney  
HARRY D. KERNS

BY: Donald C. Haney  
DONALD C. HANEY  
ATTORNEY IN FACT

Unofficial

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Marsha Epperson  
MARSHA HANEY EPPERSON

Oscar Epperson  
OSCAR EPPERSON

Charles N. Haney  
CHARLES N. HANEY

[REDACTED]

Norma Jo Haney  
NORMA JO HANEY

[REDACTED]

Howard E. Haney  
HOWARD E. HANEY

BY: Donald C. Haney  
DONALD C. HANEY  
ATTORNEY IN FACT

Deborah Haney  
DEBORAH HANEY

BY: Donald C. Haney  
DONALD C. HANEY  
ATTORNEY IN FACT

Donald C. Haney  
DONALD C. HANEY, INDIVIDUALLY

Shirley L. Haney  
SHIRLEY HANEY

GRANTEES:

Joseph Thacker  
JOSEPH THACKER

Eileen Thacker  
EILEEN THACKER

STATE OF KENTUCKY

COUNTY OF PULASKI...SCT:

I, the undersigned, a Notary Public within and for the above named county and state, do hereby certify that the foregoing Deed of Conveyance and Consideration Certificate were this day produced to me and signed, acknowledged and sworn to before me by Robert J. Haney and Jean Haney, his wife, of Grantors herein, to be their voluntary act and deed in due form of law.

Given under my hand and Notarial Seal this 25<sup>th</sup> day of November, 1994.

Don Ford  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: August 1<sup>st</sup> 1998

SEAL:

Copy

STATE OF KENTUCKY

COUNTY OF Pulaski ...SCT:

I, the undersigned, a Notary Public within and for the above named county and state, do hereby certify that the foregoing Deed of Conveyance and Consideration Certificate were this day produced to me and signed, acknowledged and sworn to before me by Ruth Haney Kerns and Harry D. Kerns, her husband; Charles N. Haney and Norma Jo Haney, his wife; and Howard E. Haney and Deborah Haney, his wife, of Grantors herein, ~~all parties~~ acting by and through Donald C. Haney, their Attorney in Fact, to his duly authorized and voluntary act and deed in due form of law.

Given under my hand and Notarial Seal this 25th day of November, 1994.

Dan Ford  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: August 17th 1998

SEAL:

STATE OF KENTUCKY

COUNTY OF PULASKI...SCT:

I, the undersigned, a Notary Public within and for the above named county and state, do hereby certify that the foregoing Deed of Conveyance and Consideration Certificate were this day produced to me and signed, acknowledged and sworn to before me by Marsha Haney Epperson and Oscar Epperson, her husband, of Grantors herein, to be their voluntary act and deed in due form of law.

Given under my hand and Notarial Seal this 25th day of November, 1994.

Dan Ford  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: August 17th 1998

SEAL:

STATE OF KENTUCKY

COUNTY OF Madison ...SCT:

I, the undersigned, a Notary Public within and for the above named county and state, do hereby certify that the foregoing Deed of Conveyance and Consideration Certificate were this day produced to me and signed, acknowledged and sworn to before me by Donald C. Haney, individually, and Shirley Haney, his wife, Grantors herein, to be their voluntary act and deed in due form of law.

Given under my hand and Notarial Seal this 26th day of November, 1994.

Dan Ford  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: August 17th 1998

SEAL:



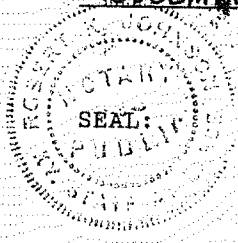
Unofficial

STATE OF KENTUCKY  
COUNTY OF PULASKI, SCT:

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I, the undersigned, a Notary Public within and for the above named county and state, do hereby certify that the foregoing Consideration Certificate was this day signed, acknowledged and sworn to before me by Joseph Thacker and Eileen Thacker, his wife, Grantees herein, to be their voluntary act and deed in due form of law.

Given under my hand and Notarial Seal this 29 day of November, 1994.



[Signature]  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: Aug 28<sup>th</sup> 1995

A True Copy

THIS INSTRUMENT PREPARED BY:

BY: [Signature]  
LAW OFFICES OF JOHN G. PRATHER  
P. O. BOX 106  
SOMERSET, KENTUCKY 42502

STATE OF KENTUCKY COUNTY OF PULASKI, SCT.

I, Willard Hansford Clerk of the Pulaski County Court, certify that on the 2 day of Dec, 1994, the foregoing deed was produced to me certified as above and lodged for record. Transfer tax was paid in the sum of \$430.00. Whereupon I have recorded the same, together with this certificate, this 5 day of Dec, 1994, in Deed Book No. 558, Page 414.

Attest: WILLARD HANSFORD, Clerk By [Signature] D.C.

# Exhibit B

ORDINANCE NO. 494

AN ORDINANCE ANNEXING TO THE CITY OF SOMERSET,  
KENTUCKY, CERTAIN UNINCORPORATED TERRITORY  
ADJACENT THERETO.

WHEREAS the Common Council of the City of Somerset, Kentucky, did on the 26th day of March 1973, enact an ordinance proposing to annex certain unincorporated territory adjacent to the city limits of Somerset, Kentucky, being Ordinance No. 486 and said ordinance was published in three issues of the Commonwealth-Journal, a daily newspaper of large circulation in the City of Somerset, Kentucky, namely on the following dates, April 5, 1973, April 12, 1973, April 19, 1973.

No action having been filed in Circuit Court to prohibit said annexation;

NOW THEREFORE, Be It Ordained by the Common Council of the City of Somerset, Kentucky, that the property described below and the same is hereby annexed to and made a part of the City of Somerset, Kentucky. The description of the land is as follows:

BEGINNING at the intersection of the East right-of-way of Murphy Ave. and the Crane Company property; set intersection being a corner common to the right-of-way of Murphy Avenue (a rural Highway project) and the Southern Railroad property and the Crane Company property; thence with the right-of-way of Murphy Avenue N 26 degrees 30' W a distance of 329.0 feet to a point; thence with the right-of-way line N 21 deg. 20' W a distance of 62.0 feet to a point; thence with the right-of-way line N 20 deg. 20' W a distance of 65.0 feet to a point; thence with the right-of-way line N 18 deg. 15' W a distance of 499.0 feet to a point which is common corner to the Murphy Avenue right-of-way, the Southern Railroad property and the Burley Belt Fertilizer Plant access right-of-way; thence N 19 degrees 30' W a distance of 52.0 feet to a corner which is common corner between Burley Belt, the Murphy Avenue right-of-way and Laurel Warehousing Incorporated; thence with the right-of-way line of Murphy Avenue N 16 deg. 2- $\frac{1}{2}$ ' W a distance of 315.6 feet to a corner which is common corner between the Murphy Avenue right-of-way and Laurel Warehousing Inc.; thence with the Laurel Warehousing line N 76 deg. 7' E a distance of 66.0 feet to a corner; thence N 12 deg. 00' W a distance of 102.0 feet to a corner; thence N 74 deg. 00' E a distance of 29.6 feet to a corner; thence S 14 deg. 23' W a distance of 11.9 feet to a corner; thence N 74 deg. 26' E a distance of 525.0 feet to a corner; thence N 20 deg. 34' W a distance of 120.5 feet to a corner continuing with the Laurel Warehousing line; thence N 74 deg. 1' E a distance of 186.3 feet to a corner; thence S 15 deg. 56- $\frac{1}{2}$ ' E a distance of 78.0 feet to a corner; thence N 83 deg. 18- $\frac{1}{2}$ ' E a distance of 183.7 feet to a corner, said corner being common corner between Laurel Warehouse and the Haney Farm; thence with the Haney line N 13 deg. 10' W a distance of 620.0 feet to a corner; thence N 34 deg. 00' W a distance of 120.0 feet

to a corner; thence N 14 deg. 50' W a distance of 330.0 feet to a corner, said corner being common corner between the right-of-way for Govers Lane and the Haney Farm; thence with this right-of-way line N 60 deg. 45' E a distance of 443.0 feet to a corner; thence N 66 deg. 00' E a distance of 205.0 feet to a corner; thence with the right-of-way of Gover's Lane N 79 deg. 50' E a distance of 1771.0 feet to a corner; thence with the Haney Line S 7 deg. 25' E a distance of 805.0 feet to a corner; thence S 66 deg. 15' E a distance of 428.0 feet to a corner; thence S 0 deg. 30' E a distance of 947.0 feet to a corner; thence continuing with the Haney line S 42 deg. 35' W a distance of 812.0 feet to a corner; thence S 81 deg. 32' W a distance of 1635.0 feet to a corner, said corner being common corner between Burley Belt, the Haney Farm and the Southern Railroad; thence S 27 deg. 30' W a distance of 150.0 feet to a corner; said corner being a common corner between the Southern Railroad and the Crane Company; thence with the Crane Company line S 61 deg. 39' W a distance of 832.0 feet to the point of beginning.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

First reading May 14, 1973  
Second reading May 30, 1973.

Approved: Jesse E. Wilson  
Mayor

Attest: C. E. Love  
Clerk

# Exhibit C

## MINUTES OF MEETING HELD JULY 14, 2003



The Common Council of the City of Somerset, Kentucky met in regular session on Monday, July 14, 2003 at 7:00 p.m. with the following present: Mayor JP Wiles, Council Members: Donna Hunley, John Minton, Earl Owens, Jerry Burnett, Peggy Dugger, Joann Norfleet, Clarence Floyd, Jerry Wheeldon, Mark Beasley, Jerry Girdler, Clarence New. City Attorney Joe Travis and City Clerk David Godsey. Absent: Council Member Pat Bourne.

Mayor Wiles recognized Scout Troop 79, and Scout Troop 170.

Mr. Wheeldon moved to approve the minutes of the last regular meeting held on June 23, 2003 and the reports be approved as delivered. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. New moved to approve all department bills. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Owens moved to accept the only bid for Asphalt/Black Top from Hinkle Contracting Corporation at \$39.25 per ton. Mrs. Hunley seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

 <b>Hinkle</b> <b>CONTRACTING CORPORATION</b> <small>Post Office Box 425          HUNTING, KENTUCKY 42518-0425          TEL: 275-1111, 275-1112 or 275-1113          FAX: 275-1114</small>		
June 27, 2003		
City of Somerset 400 E. 4th, Vernon St. Somerset, Kentucky 42501 Attn.: Mayor J.P. Wiles		
We hereby submit bids on the following Asphalt items as advertised:		
C11 Asphalt Base 0.75D PG64-22 (F.O.B.)	\$27.00	Ton
C11 Asphalt Binder 0.50D PG64-22 (F.O.B.)	\$27.00	Ton
C11 Asphalt Surface 0.38D PG64-22 (F.O.B.)	\$28.00	Ton
Bituminous Millings (F.O.B.)	\$13.00	Ton
C11 Asphalt Base 0.75D PG64-22	\$39.25	Ton
C11 Asphalt Binder 0.50D PG64-22	\$39.25	Ton
C11 Asphalt Surface 0.38D PG64-22	\$39.25	Ton
Bituminous Tack (F.O.B.)	\$ 1.00	Gallon
Shaping and Laying OGA	\$ 6.00	Ton
KP-2 Winter Asphalt Mix (F.O.B.)	\$65.00	Ton
 R. B. Ledford Vice President		

Mr. Owens moved to accept the bids for Concrete. The bid being awarded to Tucker Ready Mix, Inc at \$57.89 per cubic yard. Mr. Wheeldon seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

TUCKER READY MIX, INC.  
P.O. BOX 3202  
SOMERSET, KY. 42504

JUNE 26, 2003


CITY OF SOMERSET  
SOMERSET, KY.

RE: CONCRETE BID

CLASS A CONCRETE (4000 PSI) \$57.89 PER CUBIC YARD  
CLASS B CONCRETE (3000 PSI) \$54.89 PER CUBIC YARD

PRICES GOOD FOR PERIOD ENDING JUNE 30, 2004.

SINCERELY,  
*[Signature]*  
JOHN TUTTLE



614 Mt. Columbia Dr. • Somerset, KY 42501  
Ph: 800-478-4458 • Fax: 800-478-5241

June 18, 2003  
City of Somerset  
400 East Mt. Vernon St  
Somerset Ky. 42501  
JP Wiley, Mayor

Concrete Bid for 2003-2004

Ready Mix Concrete would like to bid:

Class A \$59.75  
Class B \$58.75

Thank you,  
*[Signature]*  
Ransom D. Roberts

Mr. Wheeldon moved to approve the Property/Liability/Workers Comp insurance from KLC Insurance Services. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

INSURANCE PREMIUM BREAKDOWN 2003															TOTAL INVOICE
CATEGORY	EOB	EXECUTIVE	FIRE	GARAGE	GAR	P & T	PARKING	POLICE	SAFETY	STREET	UTILITY SOLARIS	WATER/SEWER	WATER	OFFICE CITY ATTORNEY EMPLOYEES	
COMPUTER EQUIPMENT	175.00	\$676.00	\$16.00		\$176.00	\$55.00	\$62.00	\$400.00	\$1,000.00	\$100.00	\$100.00	\$100.00	\$100.00		\$6,500.00
EQUIPMENT	125.00				\$770.00		\$175.00					\$100.00	\$100.00		\$6,500.00
PROPERTY	\$827.00	\$1,000.00	\$2,000.00	\$200.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00		\$10,000.00
LIABILITY	\$10,000.00	\$1,000.00	\$2,000.00	\$200.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00		\$10,000.00
WORKERS COMP	\$5,000.00	\$1,000.00	\$2,000.00	\$200.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00	\$2,000.00		\$10,000.00
DEPARTMENT TOTALS	\$62,000.00	\$17,100.00	\$42,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00	\$4,000.00		\$100,000.00

**KLC**  
Insurance Services  
P.O. Box 888  
Somerset, KY 42502

City of Somerset  
P.O. Box 888  
Somerset, KY 42502

Invoice Number: 1000  
Date: 06/23/2003

POLICY NUMBER AND DESCRIPTION	AMOUNT
Policy Period: 07/01/2003 - 07/01/2004	
Policy Number: L5514-011030	
Total Fiscal Year 2003 - 2004 Premium:	\$197,967.00
Less Payments Received	\$0.00
Premium Due	\$197,967.00
General Liability	\$15,000.00
Law Enforcement	\$15,000.00
Public Officials	\$15,000.00
Amount Due by 07/01/2003	
	\$197,967.00

City of Somerset  
has been a member of KLC Insurance Services since 07/01/2001

Return original with payment.

**KLC**  
Insurance Services  
P.O. Box 888  
Somerset, KY 42502


City of Somerset  
P.O. Box 888  
Somerset, KY 42502

Invoice Number: 0813  
Date: 05/28/2003

POLICY NUMBER AND DESCRIPTION	AMOUNT
Policy Period: 07/01/2003 - 07/01/2004	
Policy Number: P5514-011010	
Total Fiscal Year 2003 - 2004 Premium:	\$66,215.00
Less Payments Received	\$0.00
Premium Due	\$66,215.00
General Liability	\$15,000.00
Law Enforcement	\$15,000.00
Public Officials	\$15,000.00
Amount Due by 07/01/2003	
	\$66,215.00

City of Somerset  
has been a member of KLC Insurance Services since 07/01/2001

Return original with payment.

 <b>Worker's Compensation Insurance Invoice</b> <b>KLCB Insurance Services</b> <small>a service of the Kentucky League of Cities</small> F.E.J.N. 611238903 Telephone: (800) 876 - 4852 (505) 977 - 3700		Make check payable to and mail to: KLCB P.O. Box 94148 Louisville, KY 40294																								
City of Somerset P.O. Box 889 Somerset, KY 42502		Invoice Number: 0292 Date: 05/23/2003																								
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Mr. Beasley moved to approve the reappointment of Robert Newby to the Planning and Zoning Commission Board. The term expires on 6/30/07. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Wheeldon moved to approve the appointment of Jim Ramsey to fill the unexpired term of Francis Gillum on the Somerset Board of Adjustments. The term expires on 6/30/06. Mr. Floyd seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Floyd moved to approve the creation of a new safety officer position in the Police Department. Mr. Burnett seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Floyd moved to approve an increase in the starting rate of pay for the Safety Officer positions to \$6.00 per hour. Mr. Owens seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Minton moved to accept Teresa Avenue off Gover Lane as a city street. Mr. Owens seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

Mr. Burnett commented on the awards won by the Somerset Fire Olympic Team at the Regional Olympics in Lexington, Kentucky. They took first place in the bucket brigade event, second place in the 5 man ladder event, and third place in the 3 man ladder event. Somerset came back with an over all Regional third place award, which puts them in the State Olympics Competition on July 26 in Lexington. Mr. Burnett moved to have the comments made part of the official minutes. Mr. Beasley seconded the motion. Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.



First reading was given the following Ordinance:

**ORDINANCE NO. 03-14**

**AN ORDINANCE ANNEXING A BOUNDARY OF REAL ESTATE (MORE COMMONLY KNOWN AS OAK HILL AND GRAND CENTRAL BLVD) TO THE CITY OF SOMERSET, KENTUCKY.**

Mr. New moved to approve the above ordinance on its first reading. Mr. Burnett seconded the motion. . Upon roll call the following Council Members voted "Aye": Mrs. Hunley, Mr. Minton, Mr. Owens, Mr. Burnett, Mrs. Dugger, Mrs. Norfleet, Mr. Floyd, Mr. Wheeldon, Mr. Beasley, Mr. Girdler and Mr. New.

There being no further business the meeting adjourned.

ATTEST:

  
CITY CLERK

APPROVED

  
MAYOR

**JOSEPH AND EILEEN THACKER**

1104 Gover Lane  
Ferguson, KY 42533  
(606) 679-3768

June 20, 2003

City of Somerset  
104 College St  
Somerset, KY 42533

Dear City of Somerset,

We have done the final grade on Teresa Avenue in Somerset Acres and would like for you to inspect the road. If it is ok please accept it as a city road

If you have any questions please call me or contact me by letter concerning this matter.

Thank You,

Eileen Thacker

**HINKLE CONTRACTING CORPORATION**P.O. Box 455  
BURNSIDE, KENTUCKY 42519-0455**PROPOSAL**(606) 679-4055  
FAX (606) 679-8849

PROPOSAL NO. 1321

TO Midstate Automotive Parts Rebuilder's  
1106 Govers Lane  
Ferguson, KY 42533

Attn: Ms. Peggy Thacker

PHONE

606-679-4339

DATE

JUL 21, 1995

JOB NAME / LOCATION

ASPHALT PAVING/TERESA AVENUE

JOB NUMBER

JOB PHONE

We hereby submit specifications and estimates for:

Asphalt paving 23 feet by 1216 feet &amp; 2 radii 30 feet (3,150 Square Yards).

- \* Lay and compact an average of 6 inches pugged crushed stone
- \* Lay and compact 2 inches bituminous base (or binder)

UNIT PRICE: \$8.25/SY

\$25,987.50

NOTE: Invoice will be from measurement of actual area paved after job completion.

If accepting this proposal of work, please sign and date at the appropriate place below and return the white copy to Hinkle Contracting Corporation.

We Propose hereby to furnish material and labor — complete in accordance with the above specifications, for the sum of:  
dollars (\$) \$25,987.50

Payment to be made as follows:

Net due upon receipt of invoice. A service charge of 1.5% per month or 18% per year will be made on all accounts 30 days past due.

All material is guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance.

Authorized  
SignatureNote: This proposal may be  
withdrawn by us if not accepted within

30

days.

**Acceptance of Proposal** — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature

Signature

Date of Acceptance:

# HINKLE CONTRACTING CORPORATION

P.O. Box 455  
BURNSIDE, KENTUCKY 42519

# PROPOSAL

(606) 679-4055  
FAX (606) 679-8849

PROPOSAL NO.

1169

TO Midstate Automotive Parts Rebuilder's  
1106 Govers Lane  
Ferguson, KY 42533

Attn: Ms. Peggy Thacker

PHONE

606-679-4339

DATE

JAN 5, 1995

JOB NAME / LOCATION

ASPHALT PAVING/TERESA AVENUE

JOB NUMBER

JOB PHONE

We hereby submit specifications and estimates for:

Asphalt paving 20 feet by 600 feet & 2 radii 30 feet (1,375 Square Yards).

- \* Lay and compact an average of 6 inches pugged crushed stone
- \* Lay and compact 2 inches bituminous base
- \* Lay and compact 1 inch bituminous surface

UNIT PRICE: \$10.20/SY

\$14,025.00

If accepting this  
place below and

We P

Payment to be made as follows:  
Net due upon receipt  
per year will be

All material is guaranteed to be as specified and completed in a professional manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance.

and date at the appropriate  
Contracting Corporation.

in accordance with the above specifications, for the sum of:  
dollars (\$) **\$14,025.00**

charge of 1.5% per month or 18%  
past due.

Authorized  
Signature

*Russell Ring*

Note: This proposal may be  
withdrawn by us if not accepted within

30

days.

**Acceptance of Proposal** — The above prices, specifications  
and conditions are satisfactory and are hereby accepted. You are authorized  
to do the work as specified. Payment will be made as outlined above.

Date of Acceptance: \_\_\_\_\_

Signature \_\_\_\_\_

Signature \_\_\_\_\_

# Exhibit D

